

10/674,967

02AB125B/ALBRP294USC

REMARKS

Claims 1-28 are currently pending in the subject application and are presently under consideration. A version of the claims is found at pages 2-5. Applicant's representative notes with appreciation the indication that claims 9-10 and 22 would be allowable if recast in independent form to include all limitations of respective base claims and any intervening claims. To this end, claim 22 has been canceled and independent claims 1, 23 and 28 have been amended to recite the allowable limitations as indicated by the Examiner. Since such amendments do not necessitate a new search or any undue effort by the Examiner, it is respectfully requested that the amendments be entered. Favorable reconsideration of the subject patent application is respectfully requested in view of the comments and amendments herein.

I. Objection of Claim 1

Claim 1 is objected to because of the following informalities: in line 2, the applicant recites a "structure", and in line 4 it recites a "rotating structure". In view of the amendments to claim 1, it is now believed to be in condition for allowance.

II. Rejection of Claims 1-8, 11-18 and 23-28 Under 35 U.S.C. §102(b)

Claims 1-8, 11-18 and 23-28 stand rejected under 35 U.S.C. §102(b) as being anticipated by Discenzo (US 5,723,794). In view of the incorporation of allowable subject matter as indicated by the Examiner, this rejection is moot and should be withdrawn.

III. Rejection of Claims 19 and 20 Under 35 U.S.C. §103(a)

Claims 19 and 20 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Discenzo in view of Lesniak (US 6,055,053). This rejection should be withdrawn in view of the incorporation of allowable subject matter to independent claim 1 (from which claim 19 and 20 depend).

IV. Rejection of Claim 21 Under 35 U.S.C. §103(a)

Claim 21 stands rejected under 35 U.S.C. §103(a) as being unpatentable over Discenzo in view of De laPuenta *et al.* (US 6,513,390). The subject claim depends from independent claim

10/674,967

02AB125B/ALBRP294USC

1, which as discussed *supra*, has incorporated the allowable subject matter as indicated by the Examiner. Therefore, this rejection should be withdrawn.

CONCLUSION

The present application is believed to be in condition for allowance in view of the above comments and amendments. A prompt action to such end is earnestly solicited.

In the event any fees are due in connection with this document, the Commissioner is authorized to charge those fees to Deposit Account No. 50-1063 [ALBRP294USC].

Should the Examiner believe a telephone interview would be helpful to expedite favorable prosecution, the Examiner is invited to contact applicant's undersigned representative at the telephone number below.

Respectfully submitted,

AMIN & TUROCY, LLP



Himanshu S. Amin
Reg. No. 40,894

AMIN & TUROCY, LLP
24TH Floor, National City Center
1900 E. 9TH Street
Cleveland, Ohio 44114
Telephone (216) 696-8730
Facsimile (216) 696-8731